



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"Enriching Lives"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **C-1**

March 2, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS SUPERVISORIAL DISTRICTS 1 AND 2 3 VOTES

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Director of Public Works or his designee to prepare the maintenance services contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of insurance filed by the contractors for the following:

Project ID No. RMD3246028 - Parkway Tree Trimming, MD 3, FY 2003-04, vicinities of Hawthorne, Compton, and Carson (2), to Orozco Landscape and Tree Co., in amount of \$47,125.00.

Project ID No. RMD4146004 - Parkway Tree Trimming, RD 142 - FY 2003/04, vicinities of East Los Angeles and Monterey Park (1), to H. Tree & Landscaping Company, Inc., in amount of \$104,930.00.

Project ID No. RMD4246004 - Parkway Tree Trimming, Road Divisions 141/241, FY 2003/04, vicinities of Huntington Park and Compton (1 and 2), to Trimming Land Company, Inc., in amount of \$96,379.00.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that your Board award these maintenance services contracts and authorize the Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of insurance filed by contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also enclosed.

The recommended maintenance services contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

Implementation of Strategic Plan Goals

The award of these maintenance services contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2003-04 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBs) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel.

ENVIRONMENTAL DOCUMENTATION

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for each project.

CONTRACTING PROCESS

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

Public Works has confirmed that all of the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported by all of the respective contractors was considered before making this recommendation to approve execution of the contracts.

The Honorable Board of Supervisors
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IMPACT ON CURRENT SERVICES (OR PROJECTS)

These maintenance services contracts will result in improved public works infrastructure in the communities where the work is scheduled. Local residents and businesses will be advised of the work prior to starting. There will be minimal impact on traffic or local access. The proposed schedules for construction are included in the enclosure for each project.

CONCLUSION

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

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cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
March 2, 2004

PROJECT ID NO. RMD3246028, PARKWAY TREE TRIMMING, MD 3, FY 2003-04
(in the vicinities of Hawthorne, Compton, and Carson), Supervisorial District 2

TYPE OF WORK: Trimming and removal of parkway trees.

CALL FOR BIDS DATE: January 20, 2004 (Synopsis 48)

BID OPENING DATE: February 17, 2004

BID SUMMARY:

Low	*J. Orozco Enterprises, Inc., a corporation dba Orozco Landscape and Tree Co. 11194 Pipeline Avenue Pomona, California 91766 (909) 623-8287	\$47,125.00
2	+*Trimming Land Company, Inc.	\$50,379.00
3	*Mariposa Horticultural Enterprises, Inc.	\$58,533.70
4	TruGreen LandCare, a general partnership	\$68,290.00
5	*H. Tree Landscaping Company, Inc.	\$69,160.00

*MWBE
+SBE

California Conservation Corps. submitted a bid in the amount of \$72,585.00 but only submitted the Schedule of Prices and omitted other required bid proposal forms. Their bid was, therefore, considered nonresponsive and rejected in accordance with the Instructions to Bidders, Paragraph H, "Nonresponsive Bids and Bid Rejection."

FINANCIAL INFORMATION:

Amount of estimate	\$51,851.00
Amount of recommended contract	\$47,125.00
Amount of recommended contract below estimate	\$ 4,726.00

The amount of the recommended contract is 9.1 percent below the estimate.

This project is included in the Fiscal Year 2003-04 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Orozco Landscape and Tree Co., an MBE, has no MWBE subcontractors/suppliers under this contract, which does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (j), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 35 working days. It is estimated that the work will start in April and be completed in May 2004.

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AWARD OF CONTRACT
March 2, 2004

PROJECT ID NO. RMD4146004, PARKWAY TREE TRIMMING, RD 142 - FY 2003/04
(in the vicinities of East Los Angeles and Monterey Park), Supervisorial District 1

TYPE OF WORK: Trimming and removal of parkway trees.

CALL FOR BIDS DATE: January 6, 2004 (Synopsis 47)

BID OPENING DATE: February 3, 2004

BID SUMMARY:

Low *H. Tree & Landscaping Company, Inc., a corporation 5718 West Sunlight Place Los Angeles, California 90016 (323) 857-1779	\$104,930.00
2 West Coast Arborists, Inc.	\$115,672.00

*MWBE

California Conservation Corps. submitted a bid in the amount of \$105,435.00 but only submitted the Schedule of Prices and omitted other required bid proposal forms. Their bid was, therefore, considered nonresponsive and rejected in accordance with the Instructions to Bidders, Paragraph H, "Nonresponsive Bids and Bid Rejection."

FINANCIAL INFORMATION:

Amount of estimate	\$ 74,276.00
Amount of recommended contract	\$104,930.00
Amount of recommended contract above estimate	\$ 30,654.00

The amount of the recommended contract is 41 percent above the estimate, which was based on previous contract prices for similar items of work. However, to ensure proper trimming of the trees, new language in the project specifications require the Contractor to provide an International Society of Arboriculture Certified Arborist to direct the work of the crew. This new requirement resulted in higher costs to the contractor and consequently resulted in higher bids. We do not believe that readvertising the project will result in a more favorable bid. Therefore, we recommend that this project be awarded to the low bidder.

This project is included in the Fiscal Year 2003-04 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

H. Tree & Landscaping Company, Inc., an MBE, has no MWBE subcontractors/suppliers under this contract, which does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (j), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 40 working days. It is estimated that the work will start in April and be completed in June 2004.

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AWARD OF CONTRACT
March 2, 2004

PROJECT ID NO. RMD4246004 PARKWAY TREE TRIMMING, ROAD DIVISIONS
141/241, FY 2003/04 (in the vicinities of Huntington Park and Compton),
Supervisory Districts 1 and 2

TYPE OF WORK: Trimming and removal of parkway trees.

CALL FOR BIDS DATE: January 20, 2004 (Synopsis 48)

BID OPENING DATE: February 17, 2004

BID SUMMARY:

Low +*	Trimming Land Co., Inc., a corporation	\$ 96,379.00
	8006 Ramsgate Avenue	
	Los Angeles, California 90045-4338	
	(310) 645-7678	
2	TruGreen LandCare, a general partnership	\$135,035.00
3	*H. Tree Landscaping Company, Inc.	\$164,370.00

*MWBE
+SBE

George Salinas Tree Preservation did not submit a bid guaranty. Their bid was, therefore, considered nonresponsive and rejected in accordance with the Instructions to Bidders, Paragraph H, "Nonresponsive Bids and Bid Rejection."

California Conservation Corps. submitted a bid in the amount of \$118,935.00 but only submitted the Schedule of Prices and omitted other required bid proposal forms. Their bid was, therefore, considered nonresponsive and rejected in accordance with the Instructions to Bidders, Paragraph H, "Nonresponsive Bids and Bid Rejection."

FINANCIAL INFORMATION:

Amount of estimate	\$101,057.00
Amount of recommended contract	\$ 96,379.00
Amount of recommended contract below estimate	\$ 4,678.00

The amount of the recommended contract is 4.6 percent below the estimate.

This project is included in the Fiscal Year 2003-04 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Trimming Land Company, Inc., an MBE, has no MWBE subcontractors/suppliers under this contract, which does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (j), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 60 working days. It is estimated that the work will start in April and be completed in July 2004.

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